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HOUSE BILL 25

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

John A. Heaton

AN ACT

RELATING TO MOTOR VEHICLES; PROVIDING FOR DISTRIBUTION OF TIRE
RECYCLING FEES; INCREASING TIRE RECYCLING FEES; MAKING AN
APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 66-6-1 NMSA 1978 (being Laws 1978,
Chapter 35, Section 336, as amended) is amended to read:

"66-6-1. MOTORCYCLES--REGISTRATION FEES.--

A. For the registration of motorcycles, the
department shall collect the following fees for a twelve-month
registration period:

(1) for ~~each~~ a motorcycle having not more
than two wheels in contact with the ground, eleven dollars
(\$11.00); and

(2) for ~~each~~ a motorcycle having three

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1 wheels in contact with the ground or having a sidecar, eleven
2 dollars (\$11.00).

3 B. In addition to other fees required by this
4 section, the department shall collect for each motorcycle an
5 annual tire recycling fee of [~~fifty cents (\$.50)~~] one dollar
6 (\$1.00) for a twelve-month registration period. "

7 Section 2. Section 66-6-2 NMSA 1978 (being Laws 1978,
8 Chapter 35, Section 337, as amended) is amended to read:

9 "66-6-2. PASSENGER VEHICLES--REGISTRATION FEES. --For the
10 registration of [~~each~~] motor [~~vehicle~~] vehicles other than
11 motorcycles, trucks, buses and tractors, the division shall
12 collect the following fees for [~~a~~] each twelve-month
13 registration period:

14 A. for a vehicle whose gross factory shipping
15 weight is not more than two thousand pounds, twenty dollars
16 (\$20.00); provided, however, that after five years of
17 registration, calculated from the date when the vehicle was
18 first registered in this or another state, the fee is sixteen
19 dollars (\$16.00);

20 B. for a vehicle whose gross factory shipping
21 weight is more than two thousand but not more than three
22 thousand pounds, twenty-nine dollars (\$29.00); provided,
23 however, that after five years of registration, calculated from
24 the date when the vehicle was first registered in this or
25 another state, the fee is twenty-three dollars (\$23.00);

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1 C. for a vehicle whose gross factory shipping
2 weight is more than three thousand pounds, forty-two dollars
3 (\$42.00); provided, however, that after five years of
4 registration, calculated from the date when the vehicle was
5 first registered in this or another state, the fee is
6 thirty-four dollars (\$34.00); and

7 D. [~~beginning July 1, 1994~~] for [~~each~~] a vehicle
8 registered pursuant to the provisions of this section, a tire
9 recycling fee of [~~one dollar (\$1.00) for a twelve-month~~
10 ~~registration period~~] one dollar fifty cents (\$1.50)."

11 Section 3. Section 66-6-4 NMSA 1978 (being Laws 1978,
12 Chapter 35, Section 339, as amended by Laws 1994, Chapter 117,
13 Section 20 and also by Laws 1994, Chapter 126, Section 20) is
14 amended to read:

15 "66-6-4. REGISTRATION FEES--TRUCKS, TRUCK TRACTORS, ROAD
16 TRACTORS AND BUSES. --

17 A. Within their respective jurisdictions, the motor
18 vehicle division and the motor transportation [~~divisions~~]
19 division of the department of public safety shall charge
20 registration fees for trucks, truck tractors, road tractors and
21 buses, except as otherwise provided by law, according to the
22 schedule of Subsection B of this section.

23	B. Declared Gross Weight	Fee
24	001 to 4,000	\$ 30
25	4,001 to 6,000	41

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1	6,001 to 8,000	52
2	8,001 to 10,000	63
3	10,001 to 12,000	74
4	12,001 to 14,000	85
5	14,001 to 16,000	96
6	16,001 to 18,000	107
7	18,001 to 20,000	118
8	20,001 to 22,000	129
9	22,001 to 24,000	140
10	24,001 to 26,000	151
11	26,001 to 48,000	88.50
12	48,001 and over	129.50.

13 C. All trucks whose declared gross weight or whose
14 gross vehicle weight is less than twenty-six thousand pounds,
15 after five years of registration, calculated from the date when
16 the vehicle was first registered in this or another state,
17 shall be charged registration fees at eighty percent of the
18 rate set out in Subsection B of this section.

19 D. All trucks with a gross vehicle weight of more
20 than twenty-six thousand pounds and all truck tractors and road
21 tractors used to tow freight trailers shall be registered on
22 the basis of combination gross vehicle weight.

23 E. All trucks with a gross vehicle weight of
24 twenty-six thousand pounds or less shall be registered on the
25 basis of gross vehicle weight. ~~Any~~ A trailer, semitrailer or

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1 pole trailer towed by a truck of such gross vehicle weight
2 shall be classified as a utility trailer for registration
3 purposes unless otherwise provided by law.

4 F. All farm vehicles having a declared gross weight
5 of more than six thousand pounds shall be charged registration
6 fees of two thirds of the rate of the respective fees provided
7 in this section and shall be issued distinctive registration
8 plates. "Farm vehicle" means any vehicle owned by a person
9 whose principal occupation is farming or ranching and which
10 vehicle is used principally in the transportation of farm and
11 ranch products to market and farm and ranch supplies and
12 livestock from the place of purchase to farms and ranches in
13 this state; provided that the vehicle is not used for hire.

14 G. In addition to other registration fees imposed
15 by this section, beginning July 1, 1994, there is imposed at
16 the time of registration an annual tire recycling fee of [~~one~~
17 ~~dollar (\$1.00)~~] one dollar fifty cents (\$1.50) on each vehicle
18 subject to a registration fee pursuant to this section, except
19 for vehicles with a declared gross weight of greater than
20 twenty-six thousand pounds upon which registration fees are
21 imposed by Subsection B of this section.

22 H. Four percent of registration fees of trucks
23 having [~~a declared gross weight~~] from twenty-six thousand one
24 pounds to forty-eight thousand pounds declared gross vehicle
25 weight is to be transferred to the tire recycling fund pursuant

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1 to the provisions of Section 66-6-23 NMSA 1978.

2 I. Five percent of registration fees of trucks in
3 excess of forty-eight thousand pounds declared gross vehicle
4 weight is to be transferred to the tire recycling fund pursuant
5 to the provisions of Section 66-6-23 NMSA 1978. "

6 Section 4. Section 66-6-5 NMSA 1978 (being Laws 1978,
7 Chapter 35, Section 340, as amended by Laws 1994, Chapter 117,
8 Section 21 and also by Laws 1994, Chapter 126, Section 21) is
9 amended to read:

10 "66-6-5. BUS REGISTRATION FEES. --All buses shall pay the
11 registration fees provided in Section 66-6-4 NMSA 1978 except
12 for school buses and buses operated by religious or nonprofit
13 charitable organizations for the express purpose of the
14 organization, for which the annual registration fee is five
15 dollars (\$5.00). In addition to other registration fees
16 imposed by this section, beginning July 1, 1994, there is
17 imposed at the time of registration an annual tire recycling
18 fee of [~~twenty-five cents (\$.25)~~] fifty cents (\$.50) per wheel
19 that is in contact with the ground on each vehicle subject to a
20 registration fee pursuant to this section. "

21 Section 5. Section 66-6-8 NMSA 1978 (being Laws 1978,
22 Chapter 35, Section 343, as amended by Laws 1994, Chapter 117,
23 Section 22 and also by Laws 1994, Chapter 126, Section 22) is
24 amended to read:

25 "66-6-8. BUS REGISTRATION-- AGRICULTURAL LABOR FEES. --

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1 A. ~~[Any]~~ A bus ~~[having]~~ that has a normal seating
2 capacity of forty passengers or less and that is used
3 exclusively for the transportation of agricultural laborers ~~may~~
4 be registered upon payment to the division of a fee of
5 twenty-five dollars (\$25.00).

6 B. In addition to the registration fee imposed by
7 this section, there is imposed at the time of registration an
8 annual tire recycling fee of ~~[twenty-five cents (\$.25)]~~ fifty
9 cents (\$.50) per wheel that is in contact with the ground on
10 each vehicle subject to a registration fee pursuant to this
11 section.

12 C. Application for registration of a bus under this
13 section shall be made in the form prescribed by the division
14 and shall be accompanied by an affidavit that the bus will be
15 used exclusively for the transportation of agricultural
16 laborers. Upon registration, the bus is exempt from
17 tariff-filing requirements of the ~~[state corporation]~~ public
18 regulation commission. "

19 Section 6. Section 66-6-23 NMSA 1978 (being Laws 1978,
20 Chapter 35, Section 358, as amended) is amended to read:

21 "66-6-23. DISPOSITION OF FEES. --

22 A. After the necessary disbursements for refunds
23 and other purposes have been made, the money remaining in the
24 motor vehicle suspense fund, except for remittances received
25 within the previous two months that are unidentified as to

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1 source or disposition, shall be distributed as follows:

2 (1) to each municipality, county or fee agent
3 operating a motor vehicle field office:

4 (a) an amount equal to six dollars
5 (\$6.00) per driver's license and three dollars (\$3.00) per
6 identification card or motor vehicle or motorboat registration
7 or title transaction performed; and

8 (b) for each such agent determined by
9 the secretary pursuant to Section 66-2-16 NMSA 1978 to have
10 performed ten thousand or more transactions in the preceding
11 fiscal year, other than a class A county with a population
12 exceeding three hundred thousand or ~~any~~ a municipality with a
13 population exceeding three hundred thousand that has been
14 designated as an agent pursuant to Section 66-2-14.1 NMSA 1978,
15 an amount equal to one dollar (\$1.00) in addition to the amount
16 distributed pursuant to Subparagraph (a) of this paragraph for
17 each driver's license, identification card, motor vehicle
18 registration, motorboat registration or title transaction
19 performed;

20 (2) to each municipality or county, other than
21 a class A county with a population exceeding three hundred
22 thousand or a municipality with a population exceeding three
23 hundred thousand that has been designated as an agent pursuant
24 to Section 66-2-14.1 NMSA 1978, operating a motor vehicle field
25 office, an amount equal to fifty cents (\$.50) for each

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1 administrative service fee remitted by that county or
2 municipality to the department pursuant to the provisions of
3 Subsection A of Section 66-2-16 NMSA 1978;

4 (3) to the state road fund:

5 (a) an amount equal to the fees
6 collected pursuant to Section 66-7-413.4 NMSA 1978;

7 (b) an amount equal to the fee collected
8 pursuant to Section 66-3-417 NMSA 1978;

9 (c) the remainder of each driver's
10 license fee collected by the department employees from an
11 applicant to whom a license is granted after deducting from the
12 driver's license fee the amount of the distribution authorized
13 in Paragraph (1) of this subsection with respect to that
14 collected driver's license fee; and

15 (d) an amount equal to fifty percent of
16 the fees collected pursuant to Section 66-6-19 NMSA 1978;

17 (4) to the local governments road fund, the
18 amount of the fees collected pursuant to Subsection B of
19 Section 66-5-33.1 NMSA 1978 and the remainder of the fees
20 collected pursuant to Subsection A of Section 66-5-408 NMSA
21 1978;

22 (5) to the department:

23 (a) any amounts reimbursed to the
24 department pursuant to Subsection C of Section 66-2-14.1 NMSA
25 1978;

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1 (b) an amount equal to two dollars
2 (\$2.00) of each motorcycle registration fee collected pursuant
3 to Section 66-6-1 NMSA 1978;

4 (c) an amount equal to the fees provided
5 for in Subsection D of Section 66-2-7 NMSA 1978, Subsection E
6 of Section 66-2-16 NMSA 1978, Subsections J and K of Section
7 66-3-6 NMSA 1978 other than the administrative fee, Subsection
8 C of Section 66-5-44 NMSA 1978 and Subsection B of Section
9 66-5-408 NMSA 1978;

10 (d) the amounts due to the department
11 pursuant to Paragraph (1) of Subsection E of Section 66-3-419
12 NMSA 1978, Subsection E of Section 66-3-422 NMSA 1978 and
13 Subsection E of Section 66-3-423 NMSA 1978; and

14 (e) an amount equal to the registration
15 fees collected pursuant to Section 66-6-6.1 NMSA 1978 for the
16 purposes of enforcing the provisions of the Mandatory Financial
17 Responsibility Act and for creating and maintaining a
18 multilanguage noncommercial driver's license testing program;

19 (6) to each New Mexico institution of higher
20 education, an amount equal to that part of the fees distributed
21 pursuant to Paragraph (2) of Subsection D of Section 66-3-416
22 NMSA 1978 proportionate to the number of special registration
23 plates issued in the name of the institution to all such
24 special registration plates issued in the name of all
25 institutions;

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1 (7) to the armed forces veterans license fund,
2 the amount to be distributed pursuant to Paragraph (2) of
3 Subsection E of Section 66-3-419 NMSA 1978;

4 (8) to the children's trust fund, the amount
5 to be distributed pursuant to Paragraph (2) of Subsection D of
6 Section 66-3-420 NMSA 1978;

7 (9) to the state highway and transportation
8 department, an amount equal to the fees collected pursuant to
9 Section 66-5-35 NMSA 1978;

10 (10) to the state equalization guarantee
11 distribution made annually pursuant to the general
12 appropriation act, an amount equal to one hundred percent of
13 the driver safety fee collected pursuant to Subsection D of
14 Section 66-5-44 NMSA 1978;

15 (11) to the motorcycle training fund, two
16 dollars (\$2.00) of each motorcycle registration fee collected
17 pursuant to Section 66-6-1 NMSA 1978;

18 (12) [~~to the highway infrastructure fund, all~~
19 ~~tire recycling fees collected pursuant to the provisions of~~
20 ~~Sections 66-6-1, 66-6-2, 66-6-4, 66-6-5 and 66-6-8 NMSA 1978]~~
21 to the tire recycling fund:

22 (a) fifty cents (\$.50) of the tire
23 recycling fee collected pursuant to the provisions of Section
24 66-6-1 NMSA 1978;

25 (b) fifty cents (\$.50) of each of the

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1 tire recycling fees collected pursuant to the provisions of
2 Sections 66-6-2 and 66-6-4 NMSA 1978; and

3 (c) twenty-five cents (\$.25) of each of
4 the tire recycling fees collected pursuant to Sections 66-6-5
5 and 66-6-8 NMSA 1978;

6 (13) to the highway infrastructure fund:

7 (a) fifty cents (\$.50) of the tire
8 recycling fee collected pursuant to the provisions of Section
9 66-6-1 NMSA 1978;

10 (b) one dollar (\$1.00) of each of the
11 tire recycling fees collected pursuant to the provisions of
12 Sections 66-6-2 and 66-6-4 NMSA 1978; and

13 (c) twenty-five cents (\$.25) of each of
14 the tire recycling fees collected pursuant to Sections 66-6-5
15 and 66-6-8 NMSA 1978;

16 [~~(13)~~] (14) to each county, an amount equal to
17 fifty percent of the fees collected pursuant to Section 66-6-19
18 NMSA 1978 multiplied by a fraction, the numerator of which is
19 the total mileage of public roads maintained by the county and
20 the denominator of which is the total mileage of public roads
21 maintained by all counties in the state; and

22 [~~(14)~~] (15) to the litter control and
23 beautification fund, an amount equal to the fees collected
24 pursuant to Section 66-6-6.2 NMSA 1978.

25 B. The balance, exclusive of unidentified

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1 remittances, shall be distributed in accordance with
2 Section 66-6-23.1 NMSA 1978.

3 C. If any of the paragraphs, subsections or
4 sections referred to in Subsection A of this section are
5 recompiled or otherwise redesignated without a corresponding
6 change to Subsection A of this section, the reference in
7 Subsection A of this section shall be construed to be the
8 recompiled or redesignated paragraph, subsection or section. "

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